

03-24-03

RCE/1639/ #



Atty. Dkt. No. 032026-0502

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Nicholas L. ABBOTT et al.

Title: METHOD AND APPARATUS
FOR DETECTION OF
MICROSCOPIC
PATHOGENS

Appl. No.: 09/784,232

Appl. Filing Date: 02/15/2001

Examiner: My-Chau T. Tran

Art Unit: 1639

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REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

BOX RCE
Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

Please enter and consider the amendment/reply previously filed on
February 21, 2003.

03/25/2003 CCHAU1 00000168 502350 09784232

01 FC:2801 375.00 CH
02 FC:2252 150.00 CH

The filing fee is calculated below:

Claims As Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e)			\$750.00	\$750.00
Total Claims: <u>15</u>	<u>63</u>	<u>0</u>	x \$18.00 =	<u>\$0.00</u>
Independents: <u>1</u>	<u>4</u>	<u>0</u>	x \$84.00 =	<u>\$0.00</u>
First presentation of any Multiple Dependent Claims:			+ \$280.00 =	<u>\$0.00</u>
			CLAIMS FEE TOTAL: =	<u>\$750.00</u>

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[] Extension for response filed within the first month:	\$110.00	\$0.00
[X] Extension for response filed within the second month:	\$410.00	<u>\$410.00</u>
[] Extension for response filed within the third month:	\$930.00	\$0.00
[] Extension for response filed within the fourth month:	\$1,450.00	\$0.00
[] Extension for response filed within the fifth month:	\$1,970.00	\$0.00
EXTENSION FEE TOTAL:		<u>\$410.00</u>
CLAIMS AND EXTENSION FEE TOTAL:		<u>\$1160.00</u>
[X] Small Entity Fees Apply (subtract ½ of above):		<u>\$580.00</u>
[X] Less \$55.00 previously paid (for 1-month extension filed 2/21/03)		<u>\$55.00</u>
	TOTAL FEE:	<u>\$525.00</u>

[X] The Commissioner is hereby requested to charge the \$525.00 fees to Deposit Account No. 50-2350.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2350. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-2350.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date March 21, 2003

By 

FOLEY & LARDNER
Customer Number: 23524



23524

PATENT TRADEMARK OFFICE

Telephone: (608) 258-4991
Facsimile: (608) 258-4258

Robert N. Young
Attorney for Applicant
Registration No. 48,412



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Nicholas L. Abbott
Justin Skaife

Title: METHOD AND APPARATUS FOR DETECTION OF MICROSCOPIC
PATHOGENS

Serial No.: 09/784,232

Docket No.: 032026:0502

BOX RCE
Commissioner for Patents
Washington, D.C. 20231

"Express Mail" Mailing Label No.: EV 237870558 US
Date of Deposit: March 21, 2003

I hereby certify that these attached documents

- * Request for Continued Examination (RCE) Transmittal (duplicate)
- * Return Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to BOX RCE, Commissioner for Patents, Washington, D.C. 20231.

Enclosed for filing please find the above-referenced document(s). Please indicate receipt of these document(s) by returning the attached postcard with the official Patent and Trademark Office receipt stamped thereon.

Janice K. Zawacki
Janice K. Zawacki
Foley & Lardner
P. O. Box 1497
Madison, Wisconsin 53701-1497
(608) 257-5035

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